

AMENDMENTS SUBMITTED AND PROPOSED

SA 42. Mr. RISCH submitted an amendment intended to be proposed by him to the bill S. 316, to repeal the authorizations for use of military force against Iraq; which was ordered to lie on the table.

SA 43. Mr. RISCH proposed an amendment to the bill S. 316, *supra*.

SA 44. Mr. LEE submitted an amendment intended to be proposed by him to the bill S. 316, *supra*; which was ordered to lie on the table.

SA 45. Mr. MARSHALL submitted an amendment intended to be proposed by him to the bill S. 316, *supra*; which was ordered to lie on the table.

SA 46. Mr. MARSHALL submitted an amendment intended to be proposed by him to the bill S. 316, *supra*; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 42. Mr. RISCH submitted an amendment intended to be proposed by him to the bill S. 316, to repeal the authorizations for use of military force against Iraq; which was ordered to lie on the table; as follows:

On page 2, line 10, delete “hereby repealed” and insert “repealed effective 30 days after the Secretary of Defense certifies to Congress that legal authorities permitting the detention of terrorists and the litigation position of the United States regarding the detention of terrorists being held in whole or in part under the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Public Law 107-243; 116 Stat. 1498; 50 U.S.C. 1541 note) would not be weakened by such repeal”.

SA 43. Mr. RISCH proposed an amendment to the bill S. 316, to repeal the authorizations for use of military force against Iraq; as follows:

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SA 44. Mr. LEE submitted an amendment intended to be proposed by him to the bill S. 316, to repeal the authorizations for use of military force against Iraq; which was ordered to lie on the table; as follows:

At the end, add the following:

SEC. 3. DECLASSIFIED LIST.

Not later than 90 days after the date of the enactment of this Act, and annually thereafter, the President shall publish a declassified list of nations, organizations, or persons the United States is using force against or authorized to use force against pursuant to section 2(a) of the Authorization for Use of Military Force (Public Law 107-40; 115 Stat. 224; 50 U.S.C. 1541 note) (commonly known as the “2001 AUMF”).

SA 45. Mr. MARSHALL submitted an amendment intended to be proposed by him to the bill S. 316, to repeal the authorizations for use of military force

against Iraq; which was ordered to lie on the table; as follows:

At the end of the bill, add the following:

SEC. 3. REPORT ON DESIGNATION OF CERTAIN DRUG CARTELS AS FOREIGN TERRORIST ORGANIZATIONS.

(a) SHORT TITLE.—This section may be cited as the “Drug Cartel Terrorist Designation Act”.

(b) SENSE OF CONGRESS.—It is the sense of Congress that each of the drug cartels referred to in subsection (d) meets the criteria for designation as a foreign terrorist organization under section 219 of the Immigration and Nationality Act (8 U.S.C. 1189).

(c) DEFINED TERM.—In this section, the term “appropriate committees of Congress” means—

- (1) the Committee on Armed Services of the Senate;
- (2) the Committee on Banking, Housing, and Urban Affairs of the Senate;
- (3) the Committee on Foreign Relations of the Senate;
- (4) the Committee on the Judiciary of the Senate;
- (5) the Committee on Homeland Security and Governmental Affairs of the Senate;
- (6) the Select Committee on Intelligence of the Senate;
- (7) the Committee on Armed Services of the House of Representatives;
- (8) the Committee on Financial Services of the House of Representatives;
- (9) the Committee on Foreign Affairs of the House of Representatives;
- (10) the Committee on the Judiciary of the House of Representatives;
- (11) the Committee on Homeland Security of the House of Representatives; and
- (12) the Permanent Select Committee on Intelligence of the House of Representatives.

(d) DESIGNATION.—

(1) IN GENERAL.—The Secretary of State shall designate each of the following Mexican drug cartels as a foreign terrorist organization under section 219(a) of the Immigration and Nationality Act (8 U.S.C. 1189(a)):

(A) The Reynosa/Los Metros faction of the Gulf Cartel.

(B) The Cartel Del Noreste faction of Los Zetas.

(C) The Jalisco New Generation Cartel.

(D) The Sinaloa Cartel.

(2) ADDITIONAL CARTELS.—The Secretary of State shall designate any Mexican drug cartel, or any faction of such a cartel, as a foreign terrorist organization if such cartel or faction meets the criteria described in such section 219(a).

(e) REPORT.—

(1) REPORT REQUIRED.—Not later than 30 days after the date of the enactment of this Act, the Secretary of State, in consultation with the Director of National Intelligence, shall submit a detailed report to the appropriate committees of Congress regarding—

(A) each of the drug cartels referred to in subsection (d)(1) that describes the criteria justifying their designations as foreign terrorist organizations under section 219(a) of the Immigration and Nationality Act (8 U.S.C. 1189(a)); and

(B) all other Mexican drug cartels, or factions of cartels, that the Secretary determines pursuant to subsection (d)(2) meet the criteria for designation as foreign terrorist organizations under such section 219(a), including the specific criteria justifying each such designation.

(2) FORM.—The report required under paragraph (1)—

(A) shall be submitted in unclassified form, but may include a classified annex;

(B) shall be made available only in electronic form; and

(C) may not be printed, except upon a request for a printed copy from a congressional office.

SA 46. Mr. MARSHALL submitted an amendment intended to be proposed by him to the bill S. 316, to repeal the authorizations for use of military force against Iraq; which was ordered to lie on the table; as follows:

At the end of the bill, add the following:

SEC. 3. REVOCATION OF DESIGNATION AS FOREIGN TERRORIST ORGANIZATION.

Section 219(a) of the Immigration and Nationality Act (8 U.S.C. 1189(a)) is amended—

(1) in paragraph (4)—

(A) in subparagraph (A), by striking “paragraph (5) or (6)” and inserting “subparagraph (A) or (B) of paragraph (5)”;

(B) in subparagraph (C)(i), by striking “paragraph (6)” and inserting “paragraph (5)(B)”;

(2) by striking paragraphs (5) through (7) and inserting the following:

“(5) REVOCATION.—

“(A) BY AN ACT OF CONGRESS.—The Congress, by an Act of Congress, may block or revoke a designation made under paragraph (1).

“(B) BASED ON CHANGE IN CIRCUMSTANCES.—

“(i) IN GENERAL.—Subject to clauses (ii) and (iii), the Secretary shall revoke a designation made under paragraph (1) with respect to a particular organization if the Secretary determines, after completing a review in accordance with subparagraph (B) or (C) of paragraph (4), that—

“(I) the circumstances that were the basis for the designation have changed in such a manner as to warrant such revocation; or

“(II) the national security of the United States warrants such revocation.

“(ii) EFFECTIVE DATE.—A revocation under this subparagraph may not take effect before the date that is 45 days after the date on which the Secretary, by classified communication, submits written notification to the Speaker and the minority leader of the House of Representatives, the President pro tempore, the majority leader and the minority leader of the Senate, and the members of the relevant committees of the House of Representatives and the Senate, in writing, of the Secretary’s determination under clause (i), including the justification for such determination.

“(C) JOINT RESOLUTION.—

“(i) IN GENERAL.—A revocation under subparagraph (B) shall not take effect with respect to a particular organization if Congress, during the 45-day period beginning on the date on which the Secretary notifies Congress pursuant to clause (ii), enacts a joint resolution containing the following statement after the resolving clause: ‘That the proposed revocation of the designation of _____ as a foreign terrorist organization under section 219(a)(1) of the Immigration and Nationality Act (8 U.S.C. 1189(a)(1)) pursuant to the notification submitted to the Congress on _____ is prohibited.’, with the first blank to be completed with the name of the foreign terrorist organization that is the subject of such proposed revocation and the second blank to be completed with the appropriate date.

“(ii) EXPEDITED PROCEDURES.—A joint resolution described in clause (i) and introduced within the appropriate 45-day period shall be considered in the Senate and in the House of Representatives in accordance with the procedures set forth in clauses (iii) through (x).

“(iii) COMMITTEE REFERRAL.—A joint resolution described in clause (i) that is introduced in the House of Representatives shall be referred to the Committee on Foreign Affairs of the House of Representatives. A joint